

**ReedSmith**

From: **Stefan J. Kirchanski**  
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Email: skirchanski@reedsmith.com  
Date: April 1, 2004

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Total Number Of Pages Including Cover Page

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|      | SDI     | 703.872.9306 |              |

No Original to follow

**NOTES:**

Please see the attached Amendment and associated papers which we prepared and filed in the US Patent and Trademark Office on February 26, 2004 in response to the Office Action Summary of September 29, 2003.

**If you do not receive all of the pages, please call us at (310) 734-5414.**Please Transmit Before ☐9 ☐10 ☐11 a.m. ☐12 ☐1 ☐2 ☐3 ☐4 ☐5 ☐6 ☐7 ☐8 p.m.

Client Number: 355875 Matter Number: 00120 Attorney Number: \_\_\_\_\_  
Transmission Time: \_\_\_\_\_ a.m./p.m. Finish Time: \_\_\_\_\_ a.m./p.m.  
Operator: \_\_\_\_\_

51824

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r e e d s m i t h . c o m

**FILE**

S.N. 10/058,453 File No. 356075.00120 Mailed 2/26/04 By: SJK/hdb  
 Title: IMPLANTABLE GLUCOSE SENSOR  
 Client Name: EBI  
 The following, due March 1, 04 in the U.S. Patent & Trademark Office, was received in the Patent & Trademark Office on the date stamped hereon:

☒ FEE TO BE PAID BY DEPOSIT ACCOUNT: ☐ Filing ☒ Extension ☐ Surcharge ☐ Recordation  
☐ Issue ☐ Petition ☐ IDS ☐ Appeal ☐ Other  
☐ CIP ☐ Design

☐ Patent Appln: ☐ Prov1 ☐ Utility ☐ Div. ☐ Cont. ☐ CIP ☐ Design  
 Parent/Prior Appln. No. if applicable: \_\_\_\_\_  
 Pages Spec. \_\_\_\_\_ Page Abstract \_\_\_\_\_ Claims(s) \_\_\_\_\_  
☐ Declaration/Power of Attorney ☐ UNSIGNED ☐ Copy, from parent ☐ Copy  
☐ Assignment and Recordation Cover Sheet ☐ Copy  
☐ Check No. \_\_\_\_\_ for \$ \_\_\_\_\_  
☐ Check No. \_\_\_\_\_ for \$ \_\_\_\_\_  
☐ Assertion of Small Business Entity Status Under 37 CFR 1.27  
☐ Request for Nonpublication and Certification Under 35 U.S.C. 122(b)(2)(B)(i) ☐ Status Request  
☐ RCE ☐ CPA  
☐ Certificate of Express Mail, Label No. \_\_\_\_\_  
☒ Amendment/Response ☐ Restriction Req. ☐ After Final ☐ After Allowance  
☒ Request for Extension of Time, 2 month(s) ☐ Statement Under 37 CFR 3.73(b)  
☐ Revocation and Power of Attorney ☐ Associate Power of Attorney ☐ Associate With Customer Number

☐ Change of Correspondence Address ☐ Associate Power of Attorney ☐ Associate With Customer Number  
☐ Petition for \_\_\_\_\_

☐ Preliminary Amendment  
☐ Letter of Transmittal  
☐ Drawings, \_\_\_\_\_ Sheets  
☐ Formal ☐ Informal  
☐ Priority Document

Country \_\_\_\_\_ Doc. No. \_\_\_\_\_  
☐ IDS: \_\_\_\_\_ Reference(s) \_\_\_\_\_  
☐ Enclosed ☐ Listed only  
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☐ Notice of Appeal ☐ Brief  
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☐ Issue ☐ Petition ☐ IDS ☐ Appeal ☐ Other  
☐ CIP ☐ Design

☐ Patent Appln: ☐ Prov1 ☐ Utility ☐ Div. ☐ Cont. ☐ CIP ☐ Design  
 Parent/Prior Appln. No. if applicable: \_\_\_\_\_  
 Pages Spec. \_\_\_\_\_ Page Abstract \_\_\_\_\_ Claims(s) \_\_\_\_\_  
☐ Declaration/Power of Attorney ☐ UNSIGNED ☐ Copy, from parent ☐ Copy  
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Country \_\_\_\_\_ Doc. No. \_\_\_\_\_  
☐ IDS: \_\_\_\_\_ Reference(s) \_\_\_\_\_  
☐ Enclosed ☐ Listed only  
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FROM REED SMITH LLP

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APR - 1 2004  
**OFFICIAL**

PATENT  
355875.00120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CLARK, Leland C. *453*

Serial No: 10/058,543

Filed: 28 January 2002

For: IMPLANTABLE GLUCOSE SENSOR

Art Unit: 1651

Examiner: Leon B. LANFORD,  
Jr.

I hereby certify that this correspondence  
is being deposited with the United States  
Postal Service with sufficient postage as  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450, on

February 26, 2004

Date of Deposit

Heather Centurioni

Name

*H. B. Lanford Jr.*  
Signature

02/26/04  
Date

PETITION FOR EXTENSION OF TIME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313  
Dear Sir:

In accordance with 37 C.F.R. 1.136, Applicant respectfully petitions the Commissioner for a 2-month extension of time extending to March 1, 2004, the period for response to the Office Action Summary dated September 29, 2003. Please charge the fee of \$205 for this extension to Deposit Account No. 50-2603, referencing docket number 355875.00120. The responsive paper(s) are attached.

Please charge any insufficiency or credit any overpayment to Deposit Account No. 50-2603, referencing docket number 355875.00120. A copy of this petition is enclosed.

Respectfully submitted,

REED SMITH LLP

Date: February 26, 2004

By: *Stefan J. Kirchanski*

Stefan J. Kirchanski

Registration No. 36,568

Attorney for Applicant(s)

1901 Avenue of the Stars, Suite 700  
Los Angeles, CA 90067  
Phone: (310) 734-5200  
Fax: (310) 734-5299

FORM PTO-1083

355875.00120

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Leland CLARK, Jr.

Serial No: 10/058,453

Filed: 28 January 2002

For: IMPLANTABLE GLUCOSE SENSOR

Art Unit: 1651

Examiner: Leon B. LANFORD, Jr.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450, on  
February 26, 2004

Date of Deposit  
Heather Centurioni

Name Heather Centurioni Date 02/26/04

Signature [Signature]

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ Small entity status has been claimed. See 37 CFR § 1.27.
- ☐ A certified copy of \_\_\_ Patent Application No. \_\_\_ filed \_\_\_ from which priority is claimed under 35 U.S.C. § 119 is enclosed.
- ☒ A Notice Of Change Of Attorney's Address and Associate Power Of Attorney is enclosed.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

|   | (Col. 1)<br>CLAIMS REMAINING<br>AFTER AMENDMENT |   | (Col. 2)<br>HIGHEST NUMBER<br>PREVIOUSLY PAID FOR | (Col. 3)<br>PRESENT<br>EXTRA* | LG/SM<br>\$ ENTITY FEE                               | ADD'L<br>FEE DUE |
|---|---|---|---|-------------------------------|--|------------------|
| TOTAL CLAIMS FEE                                | 10  | - | 7   | 0                             | LG=\$18<br>SM=\$9                                    | \$9              |
| INDEPENDENT<br>CLAIMS FEE                       | 2   | - | 2   | 0                             | LG=\$84<br>SM=\$42                                   | \$42             |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS |   |   |   |                               | LARGE ENTITY FEE = \$280<br>SMALL ENTITY FEE = \$140 | \$0              |
| TOTAL   |   |   |   |                               |  | \$0              |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ A check in the amount of \$ Error! Reference source not found. to cover the additional claims fee is enclosed. A copy of this sheet is enclosed.
- ☒ Request for Extension of Time 20 Months
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-2603, referencing docket number 355875.00120. A copy of this sheet is enclosed.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,  
REED SMITH LLP

Date: February 26, 2004

By: Stefan J. Kirchanski

Stefan J. Kirchanski  
Registration No. 36,568  
Attorney for Applicant(s)

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